

Message Text

LIMITED OFFICIAL USE

PAGE 01 OECD P 07874 281026Z

44

ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-03 H-02 INR-07 L-02

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06

JUSE-00 SY-05 /062 W

----- 022888

R 281013Z MAR 75

FM USMISSION OECD PARIS

TO SECSTATE WASH DC 6263

LIMITED OFFICIAL USE OECD PARIS 07874

E.O. 11652: N/A

TAGS:GEN, OECD

SUBJECT: AMENDED FREEDOM OF INFORMATION ACT

REF: STATE 042886

1. COUNCIL RESOLUTION OF MAY 22, 1962 IS ONLY ACT OR ADMINISTRATIVE RESOLUTION OF OECD WHICH REFERS TO OBLIGATIONS OF MEMBER GOVERNMENTS TO ENSURE SECURITY OF CLASSIFIED DOCUMENTS. SECRETARIAT HAS INTERPRETED RULE 5 OF THE RULES OF PROCEDURE, WHICH READS "UNLESS THE COUNCIL AGREES OTHERWISE, MEETINGS OF BODIES OF THE ORGANIZATION SHALL BE IN PRIVATE," AS REQUIRING THAT ALL RECORDS OF COUNCIL OR COMMITTEE MEETINGS BE CLASSIFIED "RESTRICTED" OR "CONFIDENTIAL", DEPENDING ON THEIR CONTENTS. RECORDS OF COUNCIL OR COMMITTEE DISCUSSIONS WHICH LEAD TO AGREEMENT ON A DOCUMENT WHICH IS RELEASED TO PUBLIC REMAIN CLASSIFIED UNTIL SPECIFICALLY DERESTRICTED BY COUNCIL.

2. CLASSIFIED OECD DOCUMENTS ARE NORMALLY DISTRIBUTED ONLY WITHIN THE SECRETARIAT AND TO MEMBER GOVERNMENTS. IN CERTAIN CASES, THEY ARE DISTRIBUTED TO OTHER SPECIFIED INTERNATIONAL ORGANIZATIONS, E.G., ILO RECEIVES LABOR AND MANPOWER COMMITTEE DOCUMENTS, FAO RECEIVES LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 OECD P 07874 281026Z

AGRICULTURE COMMITTEE DOCUMENTS, ETC. SECRETARIAT

PROCEDURES REQUIRE THAT ALL CLASSIFIED DOCUMENTS BE KEPT IN SAFES OR LOCKED FILE CABINETS IN THE SECRETARIAT.

3. COUNCIL DECISION OF OCTOBER 24, 1974 INTRODUCED NEW SYSTEM FOR DERESTRICTION OF DOCUMENTS IN WHICH SECRETARIAT PERIODICALLY CIRCULATES LISTS OF DOCUMENTS WHICH IT OR MEMBER GOVERNMENT WISHES TO SEE DERESTRICTED; THE DOCUMENTS ARE THEN CONSIDERED DERESTRICTED UNLESS A MEMBER COUNTRY OBJECTS WITHIN 21 DAYS FOLLOWING CIRCULATION. (SECRETARIAT ORIGINALLY ASKED FOR 10 DAY PERIOD FOR AUTOMATIC DERESTRICTION BUT WAS FORCED TO EXPAND PERIOD TO 21 DAYS DUE TO AUSTRALIAN OBJECTION REQUEST THAT 10-DAY PERIOD WOULD NOT ALLOW SUFFICIENT TIME FOR CONSIDERATION IN CAPITALS.) THERE HAVE BEEN NO OBJECTIONS TO DERESTRICTION SINCE INCEPTION OF THESE LISTS AND A TOTAL OF 15 DOCUMENTS HAVE BEEN DERESTRICTED. MOST STRIKING EXAMPLE WAS JAPANESE REQUEST FOR DERESTRICTION OF COUNCIL RESOLUTION ESTABLISHING IEA WHICH ENCOUNTERED NO DIFFICULTIES.

4. COUNCIL RESOLUTION OF OCT. 24, 1974 MAKES ALLOWANCE FOR MORE RAPID DERESTRICTION IN "EXCEPTIONAL CASES." MOREOVER, EACH MEMBER COUNTRY RETAINS THE RIGHT TO ASK THAT REQUESTS FOR DERESTRICTION BE PLACED ON AGENDA FOR NEXT COUNCIL MEETING, WHICH WOULD ALLOW DERESTRICTION WITHIN TEN DAYS IN ALMOST ALL CASES, BARRING OBJECTION FROM ANOTHER MEMBER GOVERNMENT. IN VIEW OF AUSTRALIAN OBJECTIONS TO 10-DAY PERIOD WHEN IT WAS PROPOSED BY SECRETARIAT, WE SEE LITTLE POSSIBILITY OF COUNCIL AGREEMENT TO MORE RAPID DERESTRICTION PROCEDURE ON REGULAR BASIS. HOWEVER, WE BELIEVE EXISTING PROCEDURES ARE SUFFICIENTLY FLEXIBLE TO ALLOW US TO FULFILL OBJECTIVES OF FREEDOM OF INFORMATION ACT, PROVIDED NO OTHER GOVERNMENT OBJECTS TO DERESTRICTION OF DOCUMENT IN QUESTION.
TURNER

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 28 MAR 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975OECDP07874
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750109-0309
From: OECD PARIS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t1975036/aaaaafkz.tel
Line Count: 98
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 75 STATE 042886
Review Action: RELEASED, APPROVED
Review Authority: MorefiRH
Review Comment: n/a
Review Content Flags:
Review Date: 23 MAY 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <23 MAY 2003 by ifshinsr>; APPROVED <02 JUN 2003 by MorefiRH>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: AMENDED FREEDOM OF INFORMATION ACT
TAGS: OGEN, OECD
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006